

Senate File 399

S-3147

1 Amend Senate File 399 as follows:

2 1. Page 1, after line 26 by inserting:

3 <Sec. _____. Section 48A.7, Code 2017, is amended to
4 read as follows:

5 **48A.7 Registration in person.**

6 An eligible elector may register to vote by
7 appearing personally and completing a voter
8 registration form at the office of the commissioner
9 in the county in which the person resides, at a motor
10 vehicle driver's license station, including any county
11 treasurer's office that is participating in county
12 issuance of driver's licenses under [chapter 321M](#),
13 or at any voter registration agency. A For paper
14 registration forms, a separate voter registration form
15 shall be signed by each individual registrant.

16 Sec. _____. Section 48A.8, subsection 1, Code 2017,
17 is amended to read as follows:

18 1. An eligible elector may request that a voter
19 registration form be mailed to the elector. The
20 completed form may be mailed or delivered by the
21 registrant or the registrant's designee to the
22 commissioner in the county where the person resides or
23 to the state commissioner of elections for a program
24 participant, as provided in [section 9E.6](#). A For paper
25 registration forms, a separate voter registration form
26 shall be signed by each individual registrant.

27 Sec. _____. Section 48A.18, subsections 1 and 3, Code
28 2017, are amended to read as follows:

29 1. Each state motor vehicle driver's license
30 application, including any renewal application
31 or application for a nonoperator's identification
32 card, submitted to the office of driver services of
33 the state department of transportation shall serve
34 as an application for voter registration unless
35 the commissioner of registration determines that

1 the applicant is not an eligible elector or the
2 applicant declines to register to vote after receiving
3 notification under subsection 4A. A completed ~~voter~~
4 ~~registration form~~ application submitted to the
5 office of driver services of the state department
6 of transportation shall be considered to update any
7 previous voter registration by the registrant.

8 3. Information relating to the ~~refusal~~ decision of
9 an applicant for a driver's license to ~~apply~~ decline
10 to register to vote shall not be used for any purpose
11 other than voter registration.

12 Sec. _____. Section 48A.18, subsection 4, Code 2017,
13 is amended by striking the subsection and inserting in
14 lieu thereof the following:

15 4. a. The state voter registration commission
16 shall establish schedules by which the department of
17 transportation shall transmit to the state registrar of
18 voters electronic records containing the legal name,
19 date of birth, residential address, mailing address,
20 and social security number for each person submitting
21 an application under this section.

22 b. The state voter registration commission shall
23 establish schedules by which the state registrar of
24 voters shall make accessible or transmit electronic
25 records received under paragraph "a" to the appropriate
26 commissioner of registration.

27 c. The state commissioner of elections shall adopt
28 rules pursuant to chapter 17A, consistent with section
29 9E.6, for the registration of address confidentiality
30 program participants.

31 d. The state voter registration commission, in
32 consultation with the department of transportation,
33 shall adopt rules pursuant to chapter 17A to administer
34 and interpret this section, including rules to
35 establish electronic applications and procedures used

1 by the office of driver services for voter registration
2 purposes, rules to establish schedules for transmission
3 of electronic records, and rules and forms to decline
4 being registered to vote.

5 Sec. _____. Section 48A.18, Code 2017, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 4A. a. (1) Upon receiving
8 the electronic record for a person under subsection
9 4, the state registrar of voters shall transmit or
10 otherwise make accessible the electronic record of the
11 person to the commissioner of registration where the
12 person resides. Upon reviewing the electronic record
13 received from the state registrar of voters, along with
14 any other relevant information, the commissioner of
15 registration shall determine if a person is an eligible
16 elector of the county. If the commissioner determines
17 that a person is an eligible elector of the county
18 and is not registered to vote in that county, the
19 commissioner shall notify the person of the separate
20 processes to decline being registered to vote or to
21 declare a political party affiliation.

22 (2) If the person is registered to vote in the
23 county, the commissioner shall use the electronic
24 record and information to update the person's voter
25 registration if appropriate.

26 b. If a person notified under paragraph "a" does
27 not decline to be registered to vote within twenty-one
28 calendar days after the commissioner of registration
29 issues the notification, the person's electronic record
30 and the electronic signature obtained by the department
31 of transportation shall constitute a completed voter
32 registration form under section 48A.11, and the
33 commissioner of registration shall register the person
34 to vote in that county. The commissioner shall send an
35 acknowledgment pursuant to section 48A.26.

1 c. A commissioner of registration shall not add a
2 person subject to registration under this subsection
3 to a voter registration list until at least twenty-one
4 calendar days after the commissioner has issued
5 notification to the person as described in paragraph
6 "a".

7 d. The electronic record and electronic signature
8 of a person who does not qualify as an eligible elector
9 shall not constitute a completed voter registration
10 form under section 48A.11 and such a person's
11 application for a driver's license or nonoperator's
12 identification card shall not be considered to be a
13 voter registration application for purposes of section
14 39A.2, subsection 1, paragraph "a".

15 Sec. _____. Section 48A.21, Code 2017, is amended to
16 read as follows:

17 **48A.21 Transmission of forms from agencies and**
18 **~~driver's license stations.~~**

19 The state registrar of voters shall adopt
20 administrative rules regulating the transmission
21 of completed voter registration forms from voter
22 registration agencies ~~and from driver's license~~
23 ~~stations, including county treasurer's offices~~
24 ~~participating in county issuance of driver's licenses~~
25 ~~under [chapter 321M](#).~~ All completed voter registration
26 applications in the possession of a voter registration
27 agency, ~~a driver's license station, or a county~~
28 ~~treasurer's office~~ that is participating in county
29 issuance of driver's licenses at 5:00 p.m. on the
30 last workday of each week shall be transmitted to the
31 location designated by the state registrar of voters
32 by rule. Procedures or requirements for more frequent
33 transmissions may be specified by rule.

34 Sec. _____. Section 48A.26, subsection 1, paragraph
35 b, Code 2017, is amended to read as follows:

1 **b. (1)** For a voter registration form or change of
2 information in a voter registration record submitted
3 at a precinct caucus, the commissioner shall send an
4 acknowledgment within forty-five days of receipt of the
5 form or change of information.

6 **(2)** For a voter registration application or
7 change of information in a voter registration record
8 completed pursuant to section 48A.18, subsection 4A,
9 the commissioner shall send an acknowledgment within
10 seven working days of the person being registered under
11 that subsection.

12 Sec. _____. Section 48A.26, subsection 8, Code 2017,
13 is amended to read as follows:

14 8. ~~An~~ A completed voter registration application,
15 improperly transmitted under section 48A.18,
16 subsection 4A, or an improperly addressed or delivered
17 registration form shall be transmitted or forwarded to
18 the appropriate county commissioner of registration
19 within two working days after it is received by any
20 other official. The date of registration shall be the
21 date the completed application or registration form was
22 received by the first official. If the registration
23 form was postmarked fifteen or more days before an
24 election and the registration form was received by the
25 first official after the close of registration, the
26 registration form shall be considered on time for the
27 election.>

28 2. Page 1, after line 31 by inserting:

29 <Sec. _____. Section 48A.36, subsection 1, Code 2017,
30 is amended to read as follows:

31 1. Voter registration agencies ~~and the office~~
32 ~~of driver services of the state department of~~
33 ~~transportation~~ may electronically transmit registration
34 data to the state registrar of voters, who shall
35 distribute the information, electronically or

1 otherwise, to the appropriate commissioner in
2 accordance with rules of the state voter registration
3 commission and the state registrar of voters. The
4 office of driver services of the state department
5 of transportation shall electronically transmit
6 registration data to the state registrar of voters as
7 required pursuant to section 48A.18. The state agency
8 originating the registration data shall permanently
9 retain an electronic copy of the form completed by the
10 registrant, including the registrant's signature, and
11 shall develop procedures for the retrieval and printing
12 of that electronic document. A printed copy of an
13 electronic registration document shall be made only
14 upon the agency's receipt of a court order.

15 Sec. _____. Section 331.557A, subsection 5, Code
16 2017, is amended to read as follows:

17 5. Participate in voter registration according to
18 the terms of **chapter 48A**, and submit completed voter
19 registration forms to the ~~state registrar of voters~~
20 appropriate county commissioner of registration.

21 Sec. _____. IMPLEMENTATION OF ACT. Section 25B.2,
22 subsection 3, shall not apply to this division of this
23 Act.

24 Sec. _____. EFFECTIVE DATE. This division of this
25 Act takes effect January 1, 2018.>

26 3. By renumbering as necessary.

JANET PETERSEN